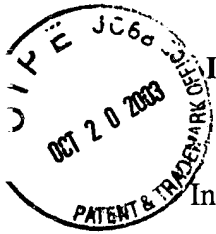


TRANSMITTAL FORM <i>(to be used for all correspondence after initial filing)</i>		Application Number	10/659,737
		Filing Date	September 9, 2003
		First Named Inventor	Victor B. Kley
		Art Unit	Unassigned
		Examiner Name	Unassigned
Total Number of Pages in This Submission	8 **	Attorney Docket Number	020921-001930US

ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input checked="" type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s)	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): USPTO forms SB08A & SB08B (5 pages), copies of 23 cited references, Return Postcard
Remarks: The Commissioner is authorized to charge any additional fees to Deposit Account 20-1430.		** References not included in the total number of this submission

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT		
Firm or Individual	Townsend and Townsend and Crew LLP George B. F. Yee Reg. No. 37,478	
Signature		
Date	October 16, 2003	

CERTIFICATE OF TRANSMISSION/MAILING			
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.			
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Victor B. Kley

Application No.: 10/659,737

Filed: September 9, 2003

For: FLUID DELIVERY FOR
SCANNING PROBE MICROSCOPY

Examiner: Unassigned

Art Unit: Unassigned

INFORMATION DISCLOSURE
STATEMENT UNDER 37 CFR §1.97 and
§1.98

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

The references cited on attached form PTO/SB/08A and PTO/SB/08B are being called to the attention of the Examiner. Copies of the foreign patent and non-patent references are enclosed. It is respectfully requested that the cited references be expressly considered during the prosecution of this application, and the references be made of record therein and appear among the "references cited" on any patent to issue therefrom.

As provided for by 37 CFR §1.97(g) and (h), no inference should be made that the information and references cited are prior art merely because they are in this statement and no representation is being made that a search has been conducted or that this statement encompasses all the possible relevant information.

Applicant believes that no fee is required for submission of this statement. However, if a fee is required, the Commissioner is authorized to deduct such fee from the undersigned's Deposit Account No. 20-1430. Please deduct any additional fees from, or credit any overpayment to, the above-noted Deposit Account.

Victor B. Kley
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Page 2

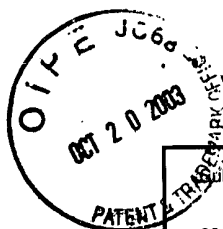
PATENT

Respectfully submitted,

A handwritten signature in black ink, appearing to read "George B. F. Yee", written in a cursive style.

George B. F. Yee
Reg. No. 37,478

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60056096 v1



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INFORMATION DISCLOSURE STATEMENT BY APPLICANT (use as many sheets as necessary)			Application Number	10/659,737	
			Filing Date	September 9, 2003	
			First Named Inventor	Victor B. Kley	
			Art Unit	Unassigned	
			Examiner Name	Unassigned	
Sheet	1	of	5	Attorney Docket Number	020921-001930US

U.S. PATENT DOCUMENTS+					
Examiner Initials*	Cite No. ¹	Document Number Number Kind Code ² (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
	1	6,517,249	02-11-2003	Doll	
	2	6,353,219	03-05-2002	Kley	
	3	2002/0007667	01-24-2002	Pohl et al.	
	4	6,340,813	01-22-2002	Tominaga et al.	
	5	6,337,479	01-08-2002	Kley	
	6	6,265,711	07-24-2001	Kley	
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	10	6,144,028	11-07-2000	Kley	
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	14	5,922,214	07-13-1999	Liu et al.	
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	17	5,865,978	02-02-1999	Cohen	
	18	5,825,670	10-20-1998	Chernoff et al.	
	19	5,821,410	10-13-1998	Xiang et al.	
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	23	5,721,721	02-24-1998	Yanagisawa	
	24	5,717,680	02-10-1998	Yamano	
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	41	5,472,881	12-05-1995	Beebe et al.	
Examiner Signature			Date Considered		

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			Application Number	10/659,737
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			Art Unit	Unassigned
			Examiner Name	Unassigned
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U.S. PATENT DOCUMENTS+					
Examiner Initials*	Cite No. ¹	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number Kind Code ² (if known)			
	42	5,471,458	11-28-1995	Oguchi et al.	
	43	5,463,897	11-07-1995	Prater et al.	
	44	5,461,605	10-24-1995	Takimoto	
	45	5,455,420	10-03-1995	Ho et al.	
	46	5,453,970	09-26-1995	Rust et al.	
	47	5,426,631	06-20-1995	Miyazaki et al.	
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	82	5,276,672	01-04-1994	Miyazaki	
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		Application Number	10/659,737
		Filing Date	September 9, 2003
		First Named Inventor	Victor B. Kley
		Art Unit	Unassigned
		Examiner Name	Unassigned
Sheet 3	of 5	Attorney Docket Number	020921-001930US

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		Number Kind Code ² (if known)			
	83	5,260,824	11-09-1993	Okada et al.	
	84	5,254,854	10-19-1993	Betzig	
	85	5,249,077	09-28-1993	Laronga	
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	92	5,187,367	02-16-1993	Miyazaki	
	93	5,166,520	11-24-1992	Prater et al.	
	94	5,155,589	10-13-1992	Gere	
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	122	RE32457	07-07-1987	Matey	
	123	4,673,477	06-16-1987	Ramalingam et al.	
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INFORMATION DISCLOSURE STATEMENT BY APPLICANT

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Sheet	4	of	5	Complete if Known Application Number 10/659,737 Filing Date September 9, 2003 First Named Inventor Victor B. Kley Art Unit Unassigned Examiner Name Unassigned Attorney Docket Number 020921-001930US	
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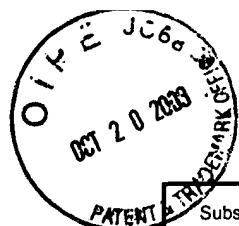
U.S. PATENT DOCUMENTS+					
Examiner Initials*	Cite No. ¹	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number Kind Code ² (if known)			
	124	4,672,559	06-09-1987	Jansson et al.	
	125	4,604,520	08-05-1986	Pohl	
	126	4,115,806	09-19-1978	Morton	
	127	3,812,288	05-21-1974	Walsh et al.	
	128	3,586,865	06-22-1971	Baker et al.	

FOREIGN PATENT DOCUMENTS								
Examiner Initials*	Cite No. ¹	Foreign Patent Document			Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T ⁶
		Country Code ³	Number ⁴	Kind Code ⁵ (if known)				
	129	PCT	WO 01/03157		01-11-2001			
	130	PCT	WO 98/34092	A2	08-06-1998			
	131	PCT	WO 97/04449		02-06-1997			
	132	PCT	WO 96/03641	A1	02-08-1996			
	133	JP	7-105580		04-21-1995			yes
	134	JP	61-133065		06-20-1986			abstract only
	135	JP	1-262403		10-19-1989			abstract only
	136	EP	0325056		07-26-1989			

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				<i>Application Number</i>	10/659,737
				<i>Filing Date</i>	September 9, 2003
				<i>First Named Inventor</i>	Victor B. Kley
				<i>Art Unit</i>	Unassigned
				<i>Examiner Name</i>	Unassigned
				<i>Attorney Docket Number</i>	020921-001930US
Sheet	5	of	5		

NON PATENT LITERATURE DOCUMENTS			
Examiner Initials *	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ²
	137	AGER et al., "Multilayer hard carbon films with low wear rates," <u>Surface and Coatings Technology</u> , 91:91-94 (1997).	
	138	BETZIG et al "Near-Field Optics: Microscopy Spectroscopy and Surface Modification Beyond the Diffraction Limit" <u>Science</u> 257:(1992).	
	139	DAI et al. " Nanotubes as nanoprobe in scanning probe microscopy," <u>Nature</u> 384:147-150 (1996).	
	140	DAVIS "Deposition characterization and device development in diamond silicon carbide and gallium nitride thin films" <u>J. Vac. Sci. Technol. A</u> 11(4). Jul./Aug. (1993).	
	141	DIAZ et al., An Improved Fabrication Technique for Porous Silicon, <u>Rev. Sci. Instrum.</u> 64 (2), Feb. 1993, pp. 507-509.	
	142	GIVARGIZOV et al "Growth of diamond particles on sharpened silicon tips" <u>Materials Letters</u> 18:(1993).	
	143	GOMYO et al. Effect of Electrochemical Treatments on the Photoluminescence from Porous Silicon, <u>J. Electrochem. Soc.</u> , vol. 139, No. 9, Sep. 1992, pp. L86-L88.	
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	145	RASMUSSEN et al. "Fabrication of an All-metal Atomic Force Microscope Probe," <u>IEEE</u> (1997).	
	146	ROSSOW et al., Influence of the Formation Conditions on the Microstructure of Porous Silicon Layers Studied by Spectroscopic Ellipsometry, <u>Thin Solid Films</u> , 255 (1995), pp. 5-8.	
	147	SMESTAD et al., Photovoltaic Response in Electrochemically Prepared Photoluminescent Porous Silicon, <u>Solar Energy Materials and Solar Cells</u> , 26 (1992), pp. 277-283.	
	148	TANG "Electrostatic comb drive for resonant sensor and actuator applications," Abstract of dissertation at the University of California at Berkeley (1990).	
	149	TOLEDO-CROW et al "Near-field differential scanning optical microscope with atomic force regulation" <u>Appl. Phys. Lett.</u> 60: (1992).	
	150	VAN HULST et al "Near-field optical microscope using a silicon-nitride probe" <u>Appl. Phys. Lett.</u> 62: (1993).	
	151	WATSON et al "The Radiation Patterns of Dielectric Rods--Experiment Theory" <u>Journal of Applied Physics</u> 19: (1948).	

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